

**BEFORE THE JUDICIAL PANEL ON MULTI-DISTRICT  
LITIGATION**

In re: AMERIQUEST MORTGAGE CO.    )  
MORTGAGE LENDING PRACTICES    )  
LITIGATION                            )   MDL Docket No. 1715  
  )

**MOTION OF PLAINTIFFS FOR RESUBMISSION OF  
POTENTIAL TAG ALONG ACTION TO THE NORTHERN  
DISTRICT OF ILLINOIS PURSUANT TO 28 U.S.C. § 1407 FOR  
COORDINATED OR CONSOLIDATED PRETRIAL PROCEEDINGS**

COME NOW Plaintiffs Wilbert Cooley and Kandee Cooley and move

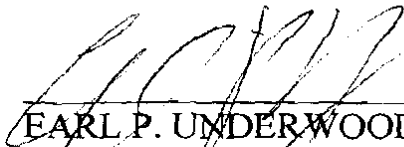
the Judicial Panel on Multi-District Litigation to authorize the transfer of their tag-along action to the **Northern District of Illinois** for consolidated and coordinated pretrial proceedings and shows the following:

1. On April 6, 2006 Plaintiffs filed a complaint against the Defendant, Ameriquest Mortgage Company, Inc. in the Southern District of Alabama, Southern Division, Civil Case number 1:06-cv-00215-BH-M. On or about June 30, 2006 parties received notice of conditional transfer order.
2. On October 23, 2006 the conditional transfer order was vacated.
3. On July 3, 2007, the undersigned filed a notice of appearance.
4. On July 10, 2007 the undersigned filed on behalf of Plaintiffs filed a Notice of Tag Along with the Judicial Panel on Multi District Litigation and a Motion to Stay pending transfer to the Northern District of Illinois.
6. This Tag-along Action are plaintiffs in the putative national class actions transferred by the Panel to the Northern District of Illinois for consolidated and coordinated pretrial proceedings (the "Borrowers' Consolidated Class). These Tag-along Actions allege the same general conduct, claim the same injury and see the same relief as the Borrowers' Consolidated Class Action. Likewise, these Tag-along Actions rely upon the

same legal theories, require the same or similar factual determinations, and are governed by the same law.

Therefore, the Plaintiffs respectfully move that the Panel transfer this Tag-along Action to the Northern District of Illinois pursuant to J.P.M.L. Rule 7.4.

Respectfully submitted this 13<sup>th</sup> day of September, 2007.



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CERTIFICATE OF SERVICE

I hereby certify that on this the 13<sup>th</sup> day of September, 2007, a copy of the foregoing was served on counsel for all parties to this proceeding by placing a copy of same in the U.S. Mail, properly addressed and first-class postage prepaid to:

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JUDICIAL PANEL ON MULTIDISTRICT LITIGATION-  
PANEL ATTORNEY SERVICE LIST OF MDL 1715-  
*In Re Ameriquist Mortgage Co. Mortgage Lending Practices Litigation*

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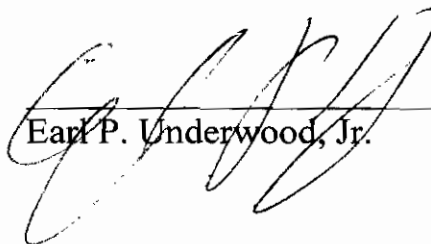
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Earl P. Underwood, Jr.

AMENDED CERTIFICATE OF SERVICE

I hereby certify that on the 13<sup>th</sup> day of September, 2007, a copy of the foregoing Motion for Tag-Along was served on counsel for all parties to this proceeding by placing a copy of same in the U.S. Mail, properly addressed and first-class postage prepaid to:

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I hereby certify that on September 26, 2007 I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

United States District Court  
Southern District of Alabama  
113 St. Joseph Street  
Mobile, AL 36602

United States District Court  
Northern District of Illinois  
Everett McKinley Dirksen Building  
219 South Dearborn Street  
Chicago, Illinois 60604

/s/ Earl P. Underwood, Jr.  
Earl P. Underwood, Jr.